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September 27, 2011

## **VIA OVERNIGHT MAIL**

Mr. Jeff Derouen
Executive Director
Public Service Commission
211 Sower Boulevard
P. O. Box 615
Frankfort, KY 40602

RECEIVED

SEP 28 2011

PUBLIC SERVICE COMMISSION

Re: Level 3 Communications, LLC's Filing to Introduce Third-Party Tandem

Connect Service and Revise Its Access Service Tariff

2011-00146

Dear Mr. Derouen:

Enclosed for filing in the above-referenced matter are the original and ten (10) copies of AT&T's Notice of Withdrawal of Objection.

Should you have any questions, please let me know.

Sincerely,

Mary K. Kelyer

cc: Parties of Record

**Enclosures** 

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## OF THE COMMONWEALTH OF KENTUCKY

In the Matter of:

LEVEL 3 COMMUNICATIONS, LLC'S	)	
FILING TO INTRODUCE THIRD-PARTY	)	
TANDEM CONNECT SERVICE AND	)	CASE NO. 2011-00146
REVISE ITS ACCESS SERVICE TARIFF	j	

## AT&T'S NOTICE OF WITHDRAWAL OF OBJECTION

Pursuant to the Notice of Settlement and Request for Dismissal filed on August 22, 2011, by Level 3 Communications, LLC ("Level 3"), and AT&T Communications of the South Central States, LLC ("AT&T Communications"), BellSouth Long Distance, Inc. d/b/a AT&T Long Distance Service, BellSouth Telecommunications, Inc. d/b/a AT&T Kentucky ("AT&T Kentucky"), and TCG Ohio (collectively "AT&T"), and Level 3's revised tariff filing on August 23, 2011, reinstating the original definition of "End Office" in its access services tariff, AT&T hereby files its Notice of Withdrawal of Objection in this case.

On March 29, 2011, Level 3 filed a revision to its access services tariff that, among other things, revised the definition of "End Office." The proposed effective date of the tariff was April 28, 2011. On April 26, 2011, AT&T filed a motion for leave to intervene, to suspend, and to investigate the March 29, 2011, tariff filing of Level 3.

Level 3 and AT&T reached an agreement to resolve AT&T's concerns about and objection to the revised definition of "End Office" in Level 3's Kentucky P.S.C. Tariff No. 3 Third Revised Page 6, that required Level 3 to file a revised tariff sheet

restoring the prior definition of "End Office" by August 29,2011. Level 3 made such a filing on August 23, 2011.

After review of Level 3's tariff revision filed on August 23, 2011, AT&T is satisfied that its concerns have been addressed and accordingly withdraws its objection.

Respectfully submitted,

MARYK KEYER

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COUNSEL FOR AT&T COMMUNICATIONS OF THE SOUTH CENTRAL STATES, LLC, BELLSOUTH TELECOMMUNICATIONS, INC. D/B/A AT&T KENTUCKY, BELLSOUTH LONG DISTANCE, INC., D/B/A AT&T LONG DISTANCE SERVICE, AND TCG OHIO

## **CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing was served on the following individuals by mailing a copy thereof via U.S. Mail, this 27th day of September 2011.

Michael P. Donahue, Esq. Helein & Marashlian, LLC The *Comm*Law Group 1420 Spring Hill Road, Suite 205 McLean, VA 22102

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Mary K. Keyer

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